K Great Brit. Geo II. 15

212. R. 7
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Read 14 Jan. 1743

Enacted
16 Geo II
Public Acts,
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# *An* ACT *for Inlarging the Term and Powers granted by an Act paſſed in the Thirteenth Year of the Reign of his late Majeſty King* George *the Firſt, intituled,* An Act for Repairing the ſeveral Roads leading from the Town of *Warminſter,* in the County of *Wilts.*

WHereas an Act of Parliament paſſed in the Thirteenth Year of the Reign of his late Majeſty King *George* the Firſt, intituled, *An Act for Repairing the ſeveral Roads leading from the Town of* Warminſter, *in the County of* Wilts, whereby ſeveral Tolls and Duties were granted and made payable, and divers Powers and Authorities given, for the Term of One-and-twenty Years, from the Twenty-fourth Day of *June* One thouſand Seven hundred and Twenty-ſeven, for repairing the Roads in the ſaid Act particularly mentioned and deſcribed; all which ſaid Roads, (in Length Nine Miles or thereabouts) were, at the Time of paſſing the ſaid Act, in a very ruinous Condition:

And whereas the Truſtees appointed to put the ſaid Act in Execution, did, in order to carry on the Repairs of the ſaid Roads, borrow ſeveral Sums of Money upon the Credit of the ſaid Act, (as they were thereby impowered to do) which Money ſo borrowed, and the Tolls collected, have been duly applied in repairing the ſaid Roads, and great Progreſs hath been made in amending the ſame; But all the ſaid Roads cannot be effectually repaired and kept amended, and the Money ſo borrowed as aforeſaid be repaid, unleſs the Term and Powers by the former Act granted and given be continued and inlarged:

*May*

*May it therefore pleaſe Your MAJESTY,*

That it may be **Enacted**; **And be it Enacted**, by the KING's Moſt Excellent MAJESTY, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the Truſtees appointed or elected, or to be appointed or elected, by and under the Powers of the Act aforeſaid, ſhall from and after the paſſing of this Act, be, and are hereby appointed Truſtees for putting this preſent Act in Execution; and that the before-mentioned Act, and all and every the Authorities, Powers, Penalties, Forfeitures, and Clauſes therein contained, ſhall be and continue in full Force, and be executed, from and after the Expiration of the Term by the ſaid Act granted, for and during the further Term of Twenty-one Years, and from thence to the End of the then next Seſſion of Parliament, in as full and ample Manner as if the before-mentioned Act, and all the Clauſes therein contained, were again repeated and re-enacted in the Body of this preſent Act, for the Purpoſe therein and herein mentioned; but if at any time before the Expiration of the ſaid additional Term of Twenty-one Years hereby granted, all the ſaid Roads ſhall be ſufficiently amended and repaired, and ſo adjudged by the Juſtices of the Peace for the ſaid County of *Wilts*, aſſembled at their Quarter Seſſions to be holden for the ſaid County; that then, from and after ſuch Adjudication made, and Repayment of all ſuch Money as ſhall be due and owing upon the Credit of the ſaid former and this preſent Act, together with Intereſt for the ſame, the ſeveral Tolls, Duties and Powers thereby granted, and hereby continued, ſhall ceaſe and determine; any thing herein contained to the contrary notwithſtanding.

**And be it further Enacted and Declared**, by the Authority aforeſaid, That from and after the Firſt Day of *May*, One thouſand Seven hundred and Forty-three, the Right, Intereſt and Property of all and every the Turnpikes and Tollhouſes erected, or to be erected, by virtue of the ſaid former or this preſent Act, ſhall be veſted in the ſaid Truſtees appointed, or to be appointed, to put the ſaid Acts in Execution; and they, or any Five or more of them, at their publick Meeting aſſembled, are hereby authorized and impowered to diſpoſe thereof as they ſhall think proper, and to bring Actions, and prefer Bills of Indictment, againſt any Perſon or Perſons who ſhall ſteal, take away, break down or ſpoil the ſame.

**And whereas** it may be of great Service to have the Roads aforeſaid meaſured and divided into equal Proportions by Stones or Poſts erected in or near the ſaid Roads, at the Diſtance of each Mile, or other Diſtances: **Be it Enacted and Declared**, by the Authority aforeſaid, That the ſaid Truſtees appointed, or to be appointed, to put the ſaid former and this preſent Act in Execution, or any Five or more of them, at any publick Meeting to be had after the Paſſing of this Act, ſhall and may, and they are hereby required to order and direct the ſaid Roads to be exactly meaſured,

ſured, and Stones or Poſts to be erected and ſet up near the Sides of the ſaid Roads, and thereupon denote the Diſtance of each Mile, or ſuch other Diſtances as they ſhall judge convenient.

**Provided always, and be it further Enacted**, by the Authority aforeſaid, That after the paſſing of this Act it ſhall and may be lawful to and for any or either of the ſaid Truſtee or Truſtees, who is, are, or ſhall be, in the Commiſſion of the Peace for the County of *Wilts*, to act as a Juſtice or Juſtices of the Peace in all Caſes, Matters, and Things, that may be neceſſary for the more ſpeedy and effectually putting in Execution the ſeveral Authorities and Powers in the ſaid former and this preſent Act mentioned and contained.

**And be it further Enacted and Declared**, by the Authority aforeſaid, That if it ſhall happen at any time after the paſſing of this Act, and during the Continuance of the ſaid former and this preſent Act, there ſhall not appear at any Meeting which ſhall be appointed to be held by the ſaid Truſtees, a ſufficient Number of them to act at ſuch Meeting, and to adjourn to another Time, or in caſe the ſaid Truſtees ſhall neglect to make a proper Adjournment, in ſuch Caſe or Caſes reſpectively, the Clerk to the ſaid Truſtees (which Clerk the ſaid Truſtees, or any Five or more of them, are hereby impowered to nominate and appoint) ſhall, and he is hereby required to appoint another Meeting of the ſaid Truſtees, by affixing publick Notice, under his Hand, at or upon all the Turnpike-gates erected, or to be erected, by virtue of the ſaid former and this preſent Act, at leaſt Ten Days before ſuch next Meeting; which Meeting ſhall be held at ſome convenient Houſe near the ſaid Roads on that Day Month after ſuch Neglect of the Meeting or Adjournment of the ſaid Truſtees.

**And be it further Enacted**, by the Authority aforeſaid, That all Coſts and Charges expended in, about, or by reaſon of paſſing this preſent Act of Parliament, and all Money due upon the Credit of the ſaid former Act, or owing for any Materials delivered or taken purſuant thereto, or otherwiſe due on account, or by reaſon thereof, or which hereafter ſhall become due, ſhall (as ſoon as may be) be paid out of the Moneys collected, or to be collected or borrowed, by virtue of the ſaid former and this preſent Act.

**And be it Enacted**, by the Authority aforeſaid, That this Act ſhall be deemed, adjudged, and taken to be a publick Act, and ſhall be judicially taken Notice of as ſuch by all Judges, Juſtices, and other Perſons whatſoever, without ſpecially pleading the ſame.

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# An ACT for Inlarging the Term and Powers granted by an Act passed in the Thirteenth Year of the Reign of his late Majesty King George the First, intituled, An Act for Repairing the several Roads leading from the Town of *Warminster*, in the County of *Wilts*.

[1742-3]